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Attorney Docket No. 746/US/1 (Formerly 5266.02)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Todd J. McGuire

Appln. No. 09/909,617

Filed: 20 July 2001

For: SYSTEM AND METHOD FOR VISUALIZING  
USER ACTIVITY

Confirmation No.: 2314

Art Unit: 2611

Examiner: Hunter B. Lonsberry

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

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Sir:

The undersigned hereby certifies that the following documents:

1. Amendment Transmittal Letter (Small Entity) (1 page);
2. Amendment, Response and Interview Written Statement (8 pages);
3. Certificate of Mailing by Express Mail (1 page); and
4. Return Card,

relating to the above application, were deposited as "Express Mail," under 37 CFR § 1.10, Mailing Label No. EV 622 976 434 US with the United States Postal Service, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 21<sup>st</sup> day of June 2005.

Jane Lalis  
Mailer  
Jane Lalis  
Signature of Mailer  
DORSEY & WHITNEY LLP  
USPTO Customer No. 20686

### **INTERVIEW WRITTEN STATEMENT**

Applicant thanks the Examiner for his assistance and consideration of Applicant's claim amendments and remarks during the Interview of 15 June 2005, which was attended by Examiner Lonsberry, Mr. Jack Rule, Mr. Todd J. McGuire and the undersigned attorney.

During the Interview, a brief introduction was provided to the Examiner regarding the inventive concepts set forth more fully in the specification for the present patent application. Further, proposed amendments to the claims, which had been previously been provided to the Examiner in draft form and are reflected in the present amendments to the claims, were discussed. In particular, Applicant opined that the Quake 3 reference, utilized by the Examiner in combination with other prior art references to find each of the pending claims unpatentable under 35 U.S.C. 103(a), does not teach a "video reporter ... wherein the Movie is utilized to characterize user behavior" as set forth in each of the pending claims after entry of the present amendments. Applicant notes that in response to such arguments, the Examiner indicated that the proposed claim language appears to overcome the Quake 3 reference, but that further searching may be necessary.

The Interview concluded with Applicant agreeing to formally enter the above amendments to the claims.

**AMENDMENT TRANSMITTAL LETTER (Small Entity)**Applicant(s): **Todd J. McGuire**

Docket No.

**746/US/1 (Formerly 5266.02)**

Application No.

**09/909,617**

Filing Date

**20 July 2001**

Examiner

**Hunter B. Lonsberry**

Customer No.

**20686**

Group Art Unit

**2611**

Confirmation No.

**2314**Invention: **SYSTEM AND METHOD FOR VISUALIZING USER ACTIVITY****COMMISSIONER FOR PATENTS:**

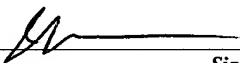
Transmitted herewith is an amendment in the above-identified application.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	34 -	34 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	5 -	5 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

☒ No additional fee is required for amendment.☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **04-1415**☒ Any additional filing fees required under 37 C.F.R. 1.16.☒ Any patent application processing fees under 37 CFR 1.17.☐ Payment by credit card. Form PTO-2038 is attached.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**
  
 Signature

**John T. Kennedy, Reg. No. 42,717**  
**DORSEY & WHITNEY LLP**  
**370 Seventeenth Street, Suite 4700**  
**Denver, Colorado 80202-5647**  
**Tel.: (303) 629-3400**  
**Fax: (303) 629-3450**

USPTO Customer No.: 20686

Dated: **21 June 2005**

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